

Nicholas Grande et al.
Serial No.: 10/814,664
Filed: March 31, 2004
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Amendments to the Drawings:

Please delete Figure 26 from the drawings.

REMARKS

Claims 1-16 were pending in the subject application. Applicant have hereinabove amended claim 1 and canceled claims 2-16. Accordingly, upon entry of this Amendment claim 1 will be pending and under examination.

Applicants maintain that these amendments to the claims do not raise any issue of new matter, and that these claims are supported by the specification as originally filed.

Objection to the Abstract, Specification and Drawings

In the October 12, 2006 Office Action the Examiner objected to the Abstract because it falls short of the required word range.

In response, applicants have hereinabove amended the Abstract to the required word range. Applicants maintain that these amendments to the Abstract do not raise any issue of new matter, and that these amendments are supported by the specification as originally filed. Accordingly, applicants respectfully request the Examiner to remove this objection to the Abstract.

In the October 12, 2006 Office Action the Examiner objected to the specification because it contains the typographical errors.

In response, applicants have hereinabove amended the specification to correctly identify the terms "seams" and "zig-zag". Applicants maintain that these amendments to the specification do not raise any issue of new matter, and that these amendments are supported by the specification as

originally filed. Accordingly, applicants respectfully request the Examiner to remove this objection to the specification.

Further in the October 12, 2006 Office Action, the Examiner objected to Figure 26 since it is not mentioned in the specification.

In response, applicants have deleted Figure 26. Accordingly, this objection is now moot.

Accordingly, applicants respectfully request the Examiner to remove this objection to the drawings.

Rejection Under 35 U.S.C. §112, Second Paragraph, Indefiniteness

In the October 12, 2006 Office Action, the Examiner rejected claims 6 and 10 under 35 U.S.C. §112, second paragraph, indefiniteness, as allegedly failing to particularly point out and distinctly claim the subject matter which applicants regards as the invention.

In response, applicants have canceled claims 6 and 10 rendering the rejection thereof moot.

In view of the applicants' cancellation of the claims, applicants respectfully request the Examiner to remove this ground of rejection.

Rejection Under 35 U.S.C. §102

In the October 12, 2006 Office Action, the Examiner rejected claims 1, 2, 4, 5, 9 and 11 under 35 U.S.C. §102(b) as being

anticipated by Gaffney (U.S. Patent 5,575,007) ("Gaffney"). The Examiner alleged that Gaffney discloses a reversible necktie comprising a first necktie fabric piece and a second necktie-shaped fabric piece. The Examiner also alleged that these fabric pieces are secured together by lines of stitching, thus anticipating the claimed invention of at least two fabrics stitched together.

In response, applicants have canceled claims 2, 4, 5, 9 and 11, rendering the rejection thereof moot; and amended claim 1.

Under MPEP 2131, amended claim 1 is anticipated only if each and every element as set forth in the claim is found in a single prior art reference. Gaffney does not teach every element of amended claim 1.

In view of the applicants' amendments to the claims, applicants respectfully request the Examiner to remove this ground of rejection.

Rejection Under 35 U.S.C. §103(a)

In the October 12, 2006 Office Action, the Examiner rejected claims 3, 6, 7, 8, 10 and 12 under 35 U.S.C. §103(a) as allegedly obvious in view of Gaffney.

In response, applicants have canceled claims 3, 6, 7, 8, 10 and 12 rendering the rejection thereof moot.

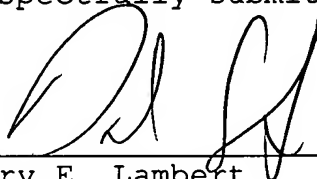
In view of the applicants' cancellation of the claims, applicants respectfully requests the Examiner to remove this ground of rejection.

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If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invites the Examiner to contact them at the number provided below.

No fee is deemed necessary in connection with the filing of this Amendment. If any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account 12-0115.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "G. E. Lambert", written over a horizontal line.

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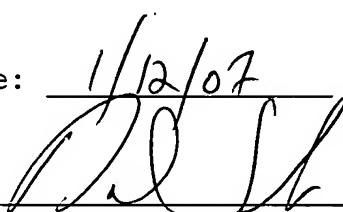
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CERTIFICATE OF MAILING

I hereby certify that this Amendment is being deposited with the United States Postal Service in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 with sufficient first class postage thereon on the date shown below.

Date: 1/12/07



Daniel N. Smith